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 Attorneys for Defendant Trist M. Brown

IN THE UNITED STATES BANKRUPTCY COURT  
 FOR THE DISTRICT OF OREGON

In re TYRONE BLOCKER,  
 Debtor,  
 TYRONE BLOCKER,  
 Plaintiff.  
 v.  
 NOMURA HOME EQUITY HOME  
 LOAN, INC, HSBC BANK USA,  
 NATIONAL ASSOCIATION;  
 OCWEN LOAN SERVICING;  
 KELLY D. SUTHERLAND;  
 SHAPIRO & SUTHERLAND, LLC;  
 TRIST M. BROWN;  
 MICHAEL A GRASSMUECK, INC.;  
 Defendants.

Case No. 09-31131-rld7

Adv. Proc. No. 09-3361-rld

**MOTION TO DISMISS**

Defendant, United States Bankruptcy Judge Trist M. Brown hereby moves to dismiss the Adversary Proceeding Complaint Pursuant to Fed. R. Bankr. P.7012 and Fed. R. Civ. P. 12(b)(6) on the grounds the Plaintiff fails to state a claim for which relief can be granted. The Defendant has been sued solely for her judicial acts and she is entitled to absolute immunity. The motion is based on the memorandum in support of said motion.

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1 DATED this 14th day of December, 2009.

2 Respectfully submitted,

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4 KENT S. ROBINSON  
5 Acting United States Attorney  
6 District of Oregon

7 /s/ Ronald K. Silver  
8 RONALD K. SILVER  
9 Assistant United States Attorney  
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CERTIFICATE OF SERVICE

I I HEREBY CERTIFY that service of a true, exact copy of the foregoing Motion to Dismiss enclosed in an envelope with postage thereon prepaid, by depositing the same in the United States Mail at Portland, Oregon on December 14, 2009, and addressed to:

Tyrone Blocker, SID 5913205  
S.C.I. 4005 Aumsville Hwy SE  
Salem, Oregon 97317-9112

PRO SE

/s/ Deryl G. Looney  
DERYL G. LOONEY  
PARALEGAL SPECIALIST